

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

UNITED STATES OF AMERICA

v.

KYLE FITZSIMONS

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Case No. 2:21-mj-00028-JHR

MOTION FOR DETENTION

The United States moves for pretrial detention of the defendant, pursuant to 18 U.S.C. § 3142.

1. Eligibility of Case. This case is eligible for a detention order because the case involves (check all that apply):

☐ Conditions requiring a temporary detention order (18 U.S.C. § 3142(d))

☒ Crime of violence (18 U.S.C. § 3156)

☐ Maximum sentence life imprisonment or death

☐ 10+ year drug offense

☐ Felony, with two prior convictions in above categories

☐ Felony that involves a minor victim or possession/use of firearm, destructive device or other dangerous weapon

☐ Felony that involves a failure to register under 18 U.S.C. § 2250

☒ Serious risk defendant will flee

☐ Serious risk of obstruction of justice

2. Reasons for Detention.

(i) Temporary Detention. _____

(ii) Other Than Temporary Detention. The Court should detain the defendant because no conditions of release will reasonably assure (check one or both):

 x Defendant's appearance as required

 x Safety of any other person and the community

3. Rebuttable Presumption. N/A.

4. Date of Detention Hearing. The United States requests the Court to conduct the detention hearing:

 At first appearance

 x After continuance of 3 days (not more than 3).

5. Length of Detention Hearing. The United States estimates that it will require 1 hour to present its case for detention.

6. Other Matters. _____

Dated in Portland, Maine this 4th day of February, 2021.

/s/ Craig M. Wolff
Craig M. Wolff
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

CERTIFICATE OF SERVICE

I hereby certify that on February 4, 2021, I electronically filed this **Motion for Detention** with the Clerk of Court using the CM/ECF system.

HALSEY B. FRANK
UNITED STATES ATTORNEY

/s/ Craig M. Wolff
Assistant United States Attorney
United States Attorney's Office
100 Middle Street
6th Floor, East Tower
Portland, Maine 04101
(207) 780-3257
craig.wolff@usdoj.gov